

***Please return to the O. A. R. C. by 5:00 p.m., Friday, Nov. 30, 2012***

**IDAPA 27 - BOARD OF PHARMACY**

**27.01.01 - RULES OF THE IDAHO BOARD OF PHARMACY**

**DOCKET NO. 27-0101-1207**

**NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 54-1717, Idaho Code.

**MEETING SCHEDULE:** A public meeting on the negotiated rulemaking will be held as follows:

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**Thursday - January 17, 2013 - 8:00 a.m.**

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**Holiday Inn  
2970 W. Elder Street  
Boise, Idaho**

**METHOD OF PARTICIPATION:** Persons wishing to participate in the negotiated rulemaking must do the following:

For those planning to attend the open, public meeting, written and oral comments will be accepted by and/or presented before the Board. For all others not planning to attend the meeting, written comments will be accepted by the Executive Director up to seven (7) days prior to the day of the meeting.

**DESCRIPTIVE SUMMARY:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

Common Carrier Law including, but not limited to, the use of rooms that are located outside of the secured area of the pharmacy intended to store prescription items in anticipation of delivery driver pick-up or alternatively delivery driver drop-off, in the absence of a pharmacist.

Compounding Law including, but not limited to, the proposed "Verifying Authority and Legality in Drug Compounding Act of 2012," which can be found at <http://markey.house.gov/sites/markey.house.gov/files/documents/VALID%20Act%20legislation.pdf>.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING COPIES:** For assistance on technical questions concerning this negotiated rulemaking, contact Mark Johnston, Executive Director, at (208) 334-2356 or at [mark.johnston@bop.idaho.gov](mailto:mark.johnston@bop.idaho.gov).

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before January 10, 2013. Written comments may also be submitted in person on the day at the location listed above.

DATED this 7th day of November, 2012.

Mark Johnston, R.Ph.  
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Board of Pharmacy  
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